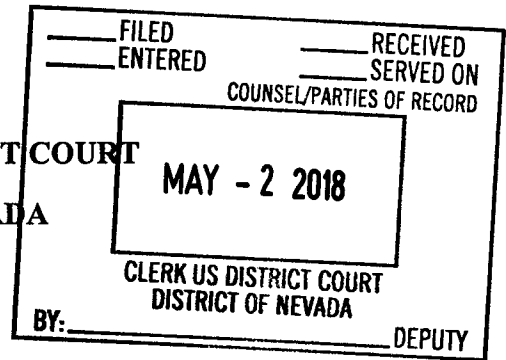


UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA



ORACLE USA, INC., et al.
Plaintiffs,

v.

RIMINI STREET, INC., et al.
Defendants.

Case #: 2:10-cv-0106-LRH-VCF

CERTIFICATE OF CASH DEPOSIT

1. I, Richard J. Pocker, herewith tender to the Clerk
(Name of Depositor)
of Court for deposit into the Registry Account of this Court cash in the amount of
\$ 28,502,246.40. (via cashier's check)

2. This Cash Deposit:

Oracle USA, Inc., Oracle America, Inc. and Oracle International

A. Is tendered on behalf of: Corporation (collectively, "Oracle");

(Name of Party)

B. Is in the nature of the following (e.g., Interpleader Deposit, Bond in Support
of Temporary Restraining Order, etc.): attorneys' fee award to Oracle in this action, which was
vacated by the Ninth Circuit.

C. Is tendered pursuant to the following Court Order (Order must be attached
as required by Fed. R. Civ. P. 67(a) and LR 67-1(a)(4) and (b).): ECF No. 1128 and ECF No. 1129

D. Is conditioned as follows: pursuant to those orders.

...

28,502,246.40
Paid Amt \$ 28,502,246.40 Date 5.2.18
NVLAS
Receipt # 056826 Initials SUD

1 ...

2
3 3. The name and address of the Legal Owner of the cash tendered
4 herewith to whom a refund (if applicable) shall be made is:

5 Oracle International Corporation

6 500 Oracle Parkway, M/S 5op7

7 Redwood City, CA 94070

8
9 State of Nevada)
10 County of Clark) ss.

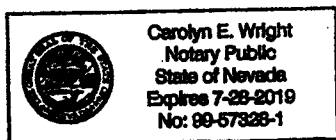
Dated: MAY 2, 2018

11 On May 2, 2018
12 personally appeared before me, a
Notary Public,

[Signature]
Signature of Depositor

13 Richard J. Pocker
14 (Name of Depositor)
15 who acknowledged that (s)he
executed the above instrument.

16 [Signature]
17 NOTARY PUBLIC



Dated: MAY 2, 2018

[Signature]
Signature of Attorney for
Party or Party Appearing
Pro Se (If different from
Depositor)

22 RECEIPT:

23 Cash as identified herein is
24 hereby acknowledged as being
received this date.

25 Dated: 5.2.18

26 CLERK, U.S. DISTRICT COURT

27 By: SHELLY DENSON

28 Deputy Clerk

ECF NO. 1128

**Order Regarding Rule 67 Deposit and
Briefing Schedule for Oracle's
Renewed Motion for Attorneys' Fees**

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ORACLE USA, INC., a Colorado corporation;
ORACLE AMERICA, INC., a Delaware
corporation; and ORACLE INTERNATIONAL
CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC., a Nevada corporation;
AND SETH RAVIN, an individual,

Defendants.

Case No. 2:10-cv-0106-LRH-PAL

**STIPULATION AND
ORDER REGARDING RULE 67
DEPOSIT AND BRIEFING
SCHEDULE FOR ORACLE'S
RENEWED MOTION FOR
ATTORNEYS' FEES**

WHEREAS on September 21, 2016, the Court entered an award of \$28,502,246.40 in attorneys' fees in favor of Oracle (Dkt. 1049);

WHEREAS on October 18, 2016, the Court entered a final judgment that included the attorneys' fees award (Dkt. 1076);

WHEREAS on October 31, 2016, Rimini paid Oracle the judgment in full, including the complete attorneys' fees award plus postjudgment interest (Dkt. 1096, 1097);

WHEREAS on January 8, 2018, the U.S. Court of Appeals for the Ninth Circuit affirmed liability and prejudgment interest for Oracle's copyright infringement claims (*Oracle USA, Inc. v. Rimini Street, Inc.*, 879 F.3d 948 (9th Cir. 2018));

WHEREAS the Ninth Circuit reversed liability and prejudgment interest for the state computer hacking statutes—a sum total of \$19,764,595.85 (Dkt. 1076 ¶¶ 3-4)—and reversed \$1,515,285.45 in taxable costs (*Rimini*, 879 F.3d at 962-65) (hereinafter, the "Reversed Sums");

WHEREAS the Ninth Circuit "vacate[d] the [attorneys'] fee award and remand[ed] for reconsideration" (*Rimini*, 879 F.3d at 965);

WHEREAS on March 13, 2018, Oracle filed a Motion to Deposit Attorneys' Fee Award with the Court, requesting permission pursuant to Rule 67 of the Federal Rules of Civil Procedure to deposit with the Court the \$28,502,246.40 attorneys' fees award vacated by the Ninth Circuit, which

STIPULATION AND ORDER

1 award Rimini previously paid to Oracle, pending resolution of Oracle's renewed motion for
2 attorneys' fees (Dkt. 1114);

3 WHEREAS the parties now agree that Oracle can deposit \$28,502,246.40 with the Court
4 pursuant to Rule 67, on the conditions that Oracle (1) withdraws its pending motion, (2) promptly
5 pays back to Rimini the Reversed Sums with postjudgment interest, and (3) agrees to provide Rimini
6 with 60 days to oppose Oracle's renewed motion for attorneys' fees (Dkt. 1118); and

7 WHEREAS Rule 67 requires from the Court an "order permitting deposit" (Fed. R. Civ.
8 P. 67(b));

9 THEREFORE IT IS HEREBY STIPULATED by and between the Parties that:

10 1. Oracle shall withdraw its pending Motion to Deposit Attorneys' Fee Award with the
11 Court.

12 2. Oracle shall promptly pay back to Rimini all Reversed Sums with postjudgment interest.

13 3. The Parties request that the Court enter the attached Rule 67 Proposed Order, which
14 authorizes Oracle to deposit \$28,502,246.40 with the Court in its Registry Account, to be disbursed
15 with appropriate interest according to this Court's resolution of Oracle's renewed motion for
16 attorneys' fees. This disbursement is to occur without respect to either party's subsequent appeal
17 from this Court's decision.

18 4. Rimini shall have 60 days from the date of Oracle's renewed motion for attorneys' fees
19 to file its opposition brief to Oracle's renewed motion for attorneys' fees.

20
21 **SO STIPULATED AND AGREED.**

22 DATED: March 29, 2018

GIBSON, DUNN & CRUTCHER LLP

23 By: /s/ Mark A. Perry
Mark A. Perry

24 Attorneys for Defendants Rimini Street, Inc. and Seth
25 Ravin

26
27
28
STIPULATION AND

ORDER

1 DATED: March 29, 2018

BOIES SCHILLER FLEXNER LLP

2 By: /s/ William Isaacson
William Isaacson

3
4 Attorneys for Plaintiffs Oracle USA, Inc., Oracle
America, Inc. And Oracle International Corporation

5 **ATTESTATION OF FILER**

6 The signatories to this document are William Isaacson and me, and I have obtained
7 Mr. Isaacson's concurrence to file this document on his behalf.


8
9 DATED: March 29, 2018

GIBSON, DUNN & CRUTCHER LLP

10 By: /s/ Mark A. Perry
Mark A. Perry

11
12 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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15 Dated: April 3, 2018



Hon. Larry R. Hicks
United States District Judge

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STIPULATION

ECF NO. 1129
Order Regarding Rule 67 Deposit

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ORACLE USA, INC., a Colorado corporation;
ORACLE AMERICA, INC., a Delaware
corporation; and ORACLE INTERNATIONAL
CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC., a Nevada corporation,
and SETH RAVIN, an individual,

Defendants.

Case No. 2:10-cv-0106-LRH-PAL

STIPULATED ORDER
REGARDING RULE 67 DEPOSIT

Judge: Hon. Larry R. Hicks

Pursuant to the parties' joint stipulation dated March 29, 2018, *see* Dkt. 1123, IT IS HEREBY
ORDERED THAT:

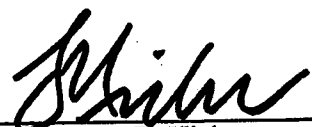
Under Federal Rule of Civil Procedure 67, Oracle is hereby authorized to deposit
\$28,502,246.40 with the Court in its Registry Account, to be disbursed with appropriate interest
according to this Court's resolution of Oracle's renewed motion for attorneys' fees. This
disbursement is to occur without respect to either party's subsequent appeal from this Court's
decision.

Rimini's opposition to Oracle's renewed motion for attorneys' fees is due on May 25, 2018.

IT IS SO ORDERED.

DATED: 4/3/18

By:


Hon. Larry R. Hicks
United States District Judge